

## UNITED STATES DISTRICT COURT

for the  
Southern District of OhioFILED  
RICHARD W. NAGEL  
CLERK OF COURT  
2021 OCT -6 AM 1:03In the Matter of the Search of  
(Briefly describe the property to be searched  
or identify the person by name and address)Priority Mail Tracking Number  
9505513492161273671085 postmarked September 30,  
2021

Case No. 3:21-MJ-364

U.S. DISTRICT COURT  
SOUTHERN DIST. OHIO  
WESTERN DIV. DAYTONAPPLICATION FOR A SEARCH WARRANT BY TELEPHONE OR OTHER RELIABLE  
ELECTRONIC MEANS

I, a federal law enforcement officer or an attorney for the government, request a search warrant and state under penalty of perjury that I have reason to believe that on the following person or property (identify the person or describe the property to be searched and give its location):

Priority Mail Package, 9505513492161273671085, addressed to Lena Vasquez 1345 Beverly Ave. Springfield, OH 45504, with a return address of Lydia Vasquez 9937 Palo Alto St. Rancho Cucamonga, CA 91730

located in the Southern District of Ohio, there is now concealed (identify the person or describe the property to be seized):

Controlled Substances, materials and documents reflecting the distribution of controlled substances through the U.S. Mails, including money and/or monetary instruments paid for controlled substances.

The basis for the search under Fed. R. Crim. P. 41(c) is (check one or more):

- ☒ evidence of a crime;
- ☒ contraband, fruits of crime, or other items illegally possessed;
- ☐ property designed for use, intended for use, or used in committing a crime;
- ☐ a person to be arrested or a person who is unlawfully restrained.

The search is related to a violation of:

Code Section	Offense Description
21 U.S.C. 841(a)(1)	Distribution and possession with intent to distribute a controlled substance
21 U.S.C. 846	Conspiracy to distribute/possess with intent to distribute a controlled substance
21 U.S.C. 843(b)	Use of a communication facility to commit a felony

The application is based on these facts:

SEE ATTACHED AFFIDAVIT

- ☒ Continued on the attached sheet.
- ☐ Delayed notice of \_\_\_\_\_ days (give exact ending date if more than 30 days: \_\_\_\_\_) is requested under 18 U.S.C. § 3103a, the basis of which is set forth on the attached sheet.



Applicant's signature


Joseph L. Rossiter, U.S. Postal Inspector

Printed name and title

Sworn to before me and signed in my presence via facetime.

Date: 10/5/2021

City and state: Dayton, OH


  
Peter B. Silvain, Jr.

United States Magistrate Judge



UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION

IN THE MATTER OF THE SEARCH OF  
PRIORITY MAIL PACKAGE TRACKING  
NUMBER 9505513492161273671085

Case No. 3:21-MJ-364

Filed Under Seal

**AFFIDAVIT IN SUPPORT OF  
AN APPLICATION FOR A SEARCH WARRANT**

I, **Joseph Rossiter**, being first duly sworn, hereby depose and state as follows:

1. I am a United States Postal Inspector and have been since May 2016. I am presently assigned to the Cincinnati Field Office of the United States Postal Inspection Service, Pittsburgh Division, with investigative responsibility for southeast Indiana and southern Ohio. Part of my responsibility involves investigating the use of the United States Mail in the transportation of narcotics, other dangerous controlled substances, and financial proceeds from, or instrumentalities used in, the sale of such narcotics and controlled substances (hereinafter, "Drugs and/or Proceeds").
2. Based on my training and experience as a United States Postal Inspector, I have become aware that drug traffickers frequently use United States Priority Mail Express (overnight) or Priority Mail (2-3-day) to transport Drugs and/or Proceeds. Additionally, as a result of prior investigations, law enforcement training, and successful controlled-substance prosecutions involving the use of the United States Mail, I have learned of certain common characteristics and/or circumstances that indicate that a package may contain Drugs and/or Proceeds. These circumstances and/or characteristics include, but are not necessarily limited to, the following: the mailer uses different post offices on the same day to send packages, the return address is false or non-existent, the addressee is not known to receive mail at the listed delivery address, the

package is heavily taped, the package is mailed from a known drug source location, the labeling information contains misspellings, the label contains an illegible waiver signature, unusual odors emanate from the package, and the listed address is located in an area of known or suspected drug activity.

3. On October 4, 2021, I intercepted a package (hereinafter "the Package") at the Cincinnati Network Distribution Center (NDC). The Package is a Priority Mail small flat rate box, bearing tracking number 9505513492161273671085, postmarked September 30, 2021, with the following address information:

**Sender:** Lydia Vasquez  
9937 Palo Alto St.  
Rancho Cucamonga, CA  
91730

**Addressee:** Lena Vasquez  
1345 Beverly Ave.  
Springfield, OH 45504

Through training and experience as a Postal Inspector, I know that Southern California is known drug source location. I also know that the listed recipient address is located in an area known for drug activity.

4. I performed a check in CLEAR database for the addressee's information on the Package of "Lena Vasquez 1345 Beverly Ave. Springfield, OH 45504." CLEAR is a law enforcement database that is used as a tool for investigators to identify person/business and address information. According to CLEAR, there is no "Lena Vasquez" associated with 1345 Beverly Ave, Springfield, OH 45504.

5. I also performed a check in CLEAR for the sender's information listed on the Package of "Lydia Vasquez 9937 Palo Alto St. Rancho Cucamonga, CA 91730." According to CLEAR, there was a "Lydia Vasquez" associated with 9937 Palo Alto St, Rancho Cucamonga, CA 91730 in 2019 but is not currently associated with that address.

6. On October 4, 2021, at my request, Dayton Police Department Officer Jeremy Stewart conducted a narcotics-detection canine "free air" check of the outside of the Package. I was present during said check. The Package was placed in a controlled area and presented to narcotics-detection canine, "Weston." As set forth in the attached affidavit of Officer Stewart, "Weston" alerted positively for the presence or odor of a narcotic or other controlled substance on the Package. "Weston" is a properly trained and certified narcotics-detection canine.

7. Based on my prior law enforcement training and experience as a United States Postal Inspector, the Package's address information, including (i) no current known association between the sender and return address, (ii) no known association between the addressee and recipient address, (iii) sender address within a known source location and recipient address within a known drug activity area, and (iv) the positive alert of the narcotics-detection canine are all indicative of and consistent with Drugs and/or Proceeds in the Package.

Therefore, a search warrant to open the Package is requested.

Further, your affiant sayeth naught.

Respectfully submitted,



Joseph L. Rossiter  
Postal Inspector  
United States Postal Inspection Service

Subscribed and sworn to and before me this 5<sup>th</sup> day of October, 2021.



Peter B. Silvain, Jr.  
United States Magistrate Judge





UNITED STATES POSTAL INSPECTION SERVICE

PITTSBURGH DIVISION

## OFFICER AFFIDAVIT

I, Officer Jeremy Stewart, am and have been employed by the Dayton Police Department since 2014. Among other duties, I am currently the assigned handler of narcotics detection canine "Weston" which is trained and certified in the detection of the presence or odor of narcotics described as follows:

Marijuana, Cocaine, Methamphetamine, and Heroin

On 10/4/21, at the request of Postal Inspector ROSSITER, I responded to the DAYTON P&DC, where "Weston" did alert to and indicate upon: [describe item]

9505 5134 9216 1273 671085

Lydie Vasquez

Lena Vasquez

9937 Palo Alto St.

1385 Beverly Ave.

Rancho Cucamonga, CA  
91730

Springfield, OH 45504

Which, based upon my training and experience and that of "Weston", indicates

there is contained within or upon the above described item, the presence or odor of a narcotic or other controlled substance.

[Signature], 28448, 10-4-21  
(Signature, Badge #, and Date)

[Signature] 10/4/21  
(Witness/Date)